

RES 13-039

Wilmington, Delaware
June 6, 2013

#3830

Sponsor:

Council
Member
Williams

WHEREAS, pursuant to Wilm. C. (Charter) §8-205, a department, board or commission of the City shall not sell or exchange any real estate belonging to the City or grant any license, easement, right-of-way or other interest over or in such real estate without advertised public notice appearing in at least one daily newspaper of citywide distribution and authority by general ordinance and later resolution from Council so to do; and

WHEREAS, Wilm. C. §2-626 provides that the Council shall by resolution authorize the Department of Public Works to enter into easements across City-owned land for the construction, installation, maintenance, repair, operation and inspection of utilities, including but not limited to gas and electric service, and water and sewer service; and

WHEREAS, the City owns the real property located at 0 W. 7th Street, being Tax Parcel No. 26-019.10-007 (the "Property"); and

WHEREAS, the owners of the Squirrel Run Group 1 Townhomes, which consist of Tax Parcel Nos. 26-019.30-257, 26-019.30-258, 26-019.30-259, 26-019.30-260, 26-019.30-261, and 26-019.30-262 (collectively, the "Townhouse Properties"), have requested an easement across a portion of the Property in order to install a water line lateral that will provide water service to the Townhouse Properties and resolve water leakage issues in the parking lot of the Squirrel Run Condominiums.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Council hereby authorizes the granting and placement of an easement on a portion of the Property for the benefit of the Townhouse Properties for the

purpose of constructing, installing, operating, maintaining, repairing, replacing, relocating, and removing a water line lateral serving the Townhouse Properties.

BE IT FURTHER RESOLVED that Council authorizes the Commissioner of Public Works to execute any and all documents necessary to effectuate the granting and placement of the water lateral easement on the Property, including any and all undertakings and assurances heretofore.

Passed by City Council,
June 6, 2013

ATTEST: Maribel Seijo
City Clerk

Approved as to form this 6th
day of June, 2013

Thy/25yl
Senior Assistant City Solicitor

SYNOPSIS: This Resolution authorizes the Commissioner of Public Works to execute an easement agreement that will grant an easement across a portion of the City-owned property located at 0 W. 7th Street, being Tax Parcel No. 26-019.10-007, so that a private water lateral may be installed to provide water service to the Squirrel Run Group 1 Townhomes.